GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Tribal Welfare Department - Sri B.Yerram Naidu, former Assistant Tribal Welfare Officer, Srikakulam (now retired) – Failed to take all possible steps to ensure the proper maintenance of the Post-Matric Boys Hostel-2, Official Colony, Srikakulam - Departmental proceedings against Sri B.Yerram Naidu, Assistant Tribal Welfare Officer(Retd.) under rule 20 of APCS (CCA) Rules 1991 – Article of Charges – Issued.

SOCIAL WELFARE (TW.Ser) DEPARTMENT

G.O.RT.No. 184 **Dated: 06-07-2021**

Read:-

G.O.Rt.No.183, Social Welfare (TW.Ser) Department, Dt.06-07-2021.

O R D E R:

It is proposed to hold a detailed enquiry against Sri B.Yerram Naidu, Assistant Tribal Welfare Officer (Retd.) in accordance with the procedure laid down in Rule 20 of AP Civil Service (Classification, Control and Appeal) Rules 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry proposed to be held is set out in the enclosed statement of article of charges.

3. Sri B.Yerram Naidu, the then Assistant Tribal Welfare Officer, Srikakulam now retired is directed to submit within (10) days from the receipt of this order, a written statement of his defense.

4. Sri B.Yerram Naidu, former Assistant Tribal Welfare Officer, Srikakulam (now retired) is informed that an inquiry will be held only in respect of those article of charge as are not admitted. He should, therefore specifically admit or deny each article of charges.

5. Sri B.Yerram Naidu, former Assistant Tribal Welfare Officer, Srikakulam (now retired) is further informed that if he does not submit his written statement of defence on or before the date specified in para (3) above, further action will be processed based on the material available.

6. Attention of Sri B.Yerram Naidu, former Assistant Tribal Welfare Officer, Srikakulam (now retired) is invited to Rule 24 of Andhra Pradesh Civil Service (Conduct) Rules 1964 under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matter pertaining to this service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings, it will be presumed that Sri B.Yerram Naidu, former Assistant Tribal Welfare Officer, Srikakulam (now retired) is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of Andhra Pradesh Civil Services(Conduct) Rules 1964.

(P.T.O)

7. The Receipt of the order be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

KANTILAL DANDE
SECRETARY TO GOVERNMENT(TW)

To
Sri B.Yerram Naidu, former Assistant Tribal Welfare Officer, Srikakulam (now retired)
(through the Director of Tribal Welfare, Vijayawada)
The Director of Tribal Welfare, Vijayawada
(with a request to serve the same and furnish the duplicate copy with the acknowledgement of the individual officer (with reg.post/ack due)
SF/SCs

//FORWARDED :: BY ORDER//

SECTION OFFICER

ANNEXURE –I

STATEMENT OF ARTICLES OF CHARGES FRAMED AGAINST SRI BORA YERRAM NAIDU, S/o GANNESU, ASST. TRIBAL WELFARE OFFICER, SRIKAKULAM IN CR.NO.I3/RCO-ACB/SKL/2OI7 OF ACB, SRIKAKULAM RANGE.

That Sri Bora Yerram Naidu, S/o. Gannesu joined as Government Servant in Tribal Welfare Department as Hostel Welfare Officer on 28.06.1978 and he worked as Asst. Tribal Welfare Officer, Srikakulam from 31.08.2015 to 19.02.2016. During his tenure as Asst. Tribal Welfare Officer, Srikakulam he committed the following grave misconduct in as much as:-

CHARGE-I :-

That despite being a Supervisory Officer of the Hostel, Sri B. Yerram Naidu, Asst. Tribal Welfare Officer, Srikakulam failed to take all possible steps to ensure the proper maintenance of the Post-Metric Boys Hostel-2, Official Colony, Srikakulam by the HWO Sri A. Pothayya and he failed to ensure the integrity and devotion to duty by the HWO and allowed the HWO Sri A.Pothayya to commit irregularities in maintenance of the hostel. When the ATWO Sri Yerram Naidu was asked before the mediators about the variation between the no. of students shown to be present on 28.01.2016 night in the hostel as per the attendance register and the no. of students actually present in the hostel at the time of surprise check on 29.01.2016 and the resultant inflation made in the number of the boarders present in the hostel, he also kept quiet. He failed to visit the hostel in the academic year 2015-16 except on 28.06.2015 and 30.07.2015 only although he had to visit the hostel once in a month.

Thus, Sri B. Yerram Naidu, Asst. Tribal Welfare Officer, Srikakulam by his above mentioned acts has exhibited lack of integrity, devotion to duty and conduct, unbecoming of a Government Servant and exhibited slack supervision and thereby contravened rule 3(1), 3(2) & 3(5) of A.P. Civil Services (Conduct) Rules, 1964 r/w Rule 9 of AP Revised Pension Rules.

KANTILAL DANDE
SECRETARY TO GOVERNMENT(TW)

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE –II

STATEMENT OF IMPUTATION OF MISCONDUCT IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAINST SRI BORA YERRAM NAIDU, S/o GANNESU, ASST.TRIBAL WELFARE OFFICER, SRIKAKULAM IN CR. NO. I3/RCO-ACB/SKL/2OI7 OF ACB, SRIKAKULAM RANGE.

That Sri Bora Yerram Naidu, *S/o* Gannesu joined as Government Servant in Tribal Welfare Department as Hostel Welfare Officer on 28.06.1978 and he worked as Asst. Tribal Welfare Officer, Srikakulam from 31.08.2015 to 19.02.2016. His date of birth is 06.05.1958. He retired from service on 30.05.2018 on attaining the age of superannuation. He is here in after referred to as retired employee.

CHARGE-I :-

That despite being a Supervisory Officer of the Hostel, the retired employee (Govt. Servant at the time of surprise check) during his tenure as ATWO, Srikakulam failed to take all possible steps to ensure the proper maintenance of the Post-Matric Boys Hostel-2, Official Colony, Srikakulam by Sri A. Pothayya, HWO of the hostel and he failed to ensure the integrity and devotion to duty by the HWO and allowed the HWO to commit irregularities in maintenance of the hostel. When the retired employee (Govt.Servant at the time of surprise check) was asked before the mediators about the variation between the no. of students shown to be present on 28.01 .2016 night in the hostel as per the attendance register and the no. of students actually present in the hostel at the time of surprise check on 29.01 .2016 and the resultant inflation made in the number of the boarders present in the hostel, he also kept quiet. He failed to visit the hostel in the academic year 2015-16 except on 28.06.2015 and 30.07.2015 only although he had to visit the hostel once in a month.

FACTS AND EVIDENCE:-

On receipt of reliable information that the Govt. Servant is indulging in corrupt practices by inflating the boarders' strength and also misappropriating funds allotted to the said Hostel and committed many irregularities in maintenance of the hostel and hostel records, a surprise check was conducted on the above hostel on 29.01.2016 by the ACB officials of Srikakulam Range.

During the course of surprise check, some of the boarders were examined and recorded their statements in detail in the presence of mediators.

1. Sri Savara Chinna Rao, S/o. Sri Panchara, age 21 years, 3rd B.Sc., Abhyudaya Degree College, Srikakulam, N/o. Dondamanuguda, Labba post, Kotturu mandal, Srikakulam District.

2. Sri Vooyaka Venkateswara Rao, S/o. Sri Ramachandrudu, age 24 years, 1st MA (Telugu), Govt. Degree College, Srikakulam, N/o. Kodula Veeraghattam village, Donubai post, Seethampeta mandal, Srikakulam District.

3. Sri Savara Madhava Rao, S/o. Sri Ganesh, age 21 years, 2nd B.Com, Govt. Degree College, Srikakulam, N/o. Budambo colony, Killoyi post, Mandasa mandal, Srikakulam District.

4. Sri Ajori Hemasankar, S/o. Sri Polayya, age 21 years, 3rd B.A., Abhyudaya Degree College, Srikakulam, N/o. Rankini village, Thiddimi post, Pathapatnam mandal, Srikakulam District.

5. Sri Malia Ravi, S/o. Sri Surayya, age 22 years, 1st M.Sc., Govt. Degree College, Srikakulam, N/o. Savaralinugpuram village, Nandigam mandal, Srikakulam District.

6. Sri Savara Praveen Kumar, S/o. Sri Danesh, age 18 years, 2nd Intermediate, Govt.Junior College, Srikakulam, N/o. Dhanagora village, Tharlakota post, Palasa mandal, Srikakulam District.

7. Sri Malugu Naveen, S/o. Sri Simhachalam, age 17 years, 1st B.Com, Govt. Degree College, Srikakulam, N/o. Kasipuram Village, Gurandi post, Kotturu mandal, Srikakulam District.

8. Sri Kondagorri Bhaskara Rao, S/o. Sri Chinna Venkataramana, age 17 years, Intermediate year, Chaithanya Cooperative Jr. College, Srikakulam, *N/o.*Isukaguda village, Baleru post, Bhamini mandal, Srikakulam District.

9. Sri Lokonda Simhachalam, S/o. Sri Appanna, age 19 years, 1st B.Sc, Govt. Degree College, Srikakulam, N/o. Nouthala village, Dhanupuram post, Saravakota mandal, Srikakulam District.

10. Sri Savara Naresh, S/o. Sri Murali, age 20 years, 3rd B.Sc, Govt. Degree College, Srikakulam, N/o. Kummaragandi village, Kodisa post, Seethampeta mandal, Srikakulam District.

11. Sri Peddinti Anil Varma, S/o. Sri Dhandasi, age 19 years, 2nd B.Com, Govt. Degree College, Srikakulam, N/o. Mamidijola village, Hiramandalam mandal, Srikakulam District.

12. Sri Kotturu Srinu, S/o. Sri Appayya, age 18 years, 1st B.Com, Abhyudaya Degree College, Srikakulam, N/o. Satyajagannadhapuram village, Hiramndalam mandal, Srikakulam District.

All the above students categorically stated that only 170-200 students are boarding in the hostel regularly. 20-30 students are allotted to each room. The HWO is residing at Munasabupeta, Srikakulam. But he is not taking the attendance regularly. The AO is not supplying the food as per the prescribed menu. Previous day night, they have to be served with banana with dinner but they were not served with banana and they were not being served with Raagi malt in breakfast

At this juncture, the retired employee (Govt. Servant at the time of surprise check) attended the hostel.

Then the DSP asked the HWO about the stock room and the registers. Then the HWO informed that Room No. 4 is being used as office room cum store room and it is also being used for accommodating 14 boarders. The HWO opened the iron almyrah available in Room No. 4 which is being used as store room cum office room and showed the following registers/records to the DSP.

1. Students attendance Register from 10/2015 and marked up to 28.01.2016
2. HWO attendance register from 09.09.2014 to 28.01 .2016 and the HWO signed up to 28.01.2016 AN.

3. Temporary stock & issue register - written from page No. 22 to 47
4. Acquaintance register for 2014-15 from 09/2014 to 31 .03.2015 - Total Entries made in the register are 260 but only 207 student's signatures were taken.
5. Visit Register from 09/2014 with only two entries. As per the register, the ATWO visited the hostel on 28.06.2015 and 30.07.2015 only.
6. Admission Register - written up to page No. 11. Last admission No. is 111 for the student Savara Deva sagar, B.Com 1st year, Geetham Degree College, Srikakulam.
7. Cash Book - written up to page 7. No entries were found for the year 2015-16.
8. Students Movement register - written up to page No. 18. Last entries were made on 02.12.2015 for the movement of 23 students. The AO produced a letter dated 28.01 .2016 addressed to him by 10 students seeking permission to allow them to attend PDSU state meetings at Rajahmundry and he stated that he did not give permission to them to go.
9. Students Meeting register - written up to page No. 8. As per the register, parents' meeting was lastly conducted on 08.11.2015.
10. Health Register - last entry was made on 10.08.2015.
11. Attendance register of students from 06/2015 to 07/2015.

The DSP verified the student's attendance register for January, 2016 and found the number of boarders as shown below.

Room No.	No. of students shown room wise	No. of students shown present on 28.01.2016 night as per the attendance register	No. of students present at the time of surprise check on 29.1.2016
1	33	28	21
2	33	26	22
3	33	25	18
4	14	07	5
5	20	19	13
6	30	17	7
7	23	22	18
8	26	22	15
9	23	08	10
10	29	24	19
11	22	19	10
12	21	21	15
TOTAL	**307**	**238**	**173**

When the DSP asked the AO about the variation in the number of students, he kept quiet. When the DSP asked the ATWO Sri Yerram Naidu about the inflation of the number of the students, he also kept quiet.

During the course of surprise check, on observation of the Hostel, the following lapses are noticed.

1) The hygienic condition of the kitchen was poor.
2) There were 12 latrines but only 7 latrines were in unusable condition due to bad maintenance.
3) 5 bathrooms were constructed but only 2 bathrooms were in usable condition.
4) There was a lot of open space around the hostel building which was unattended and dirty.

5) There was no facility of purified drinking water for the boarders in the hostel.
6) No compound wall was constructed around the hostel. As a result, the Public were entering the hostel during the night time and causing disturbance to the students.

During the course of surprise check, following irregularities were found in the maintenance of the records of the hostel:

1. Treasury Bill Register was not maintained.
2. Daily purchase cum vendors Acquaintance register was not maintained.
3. Pay bill register was not maintained.
4. Attendance (signatures) register of the boarders was not maintained.
5. Student's grievances register was not maintained.
6. Overall maintenance of the records was very poor.

On the date of surprise check i.e., on 29.01 .2016, the boarders who are present in the hostel concurrently stated before the ACB officials in presence of the mediators that only 170-200 boarders are staying in the hostel every day. Hence, an average of 200 boarders was taken as the actual strength of the hostel.

When compared the bills prepared by the HWO with the boarders actually staying in the above hostel, it is revealed that HWO had prepared the bills following excess amounts as the diet charges month wise:

Month	**Number of boarders as per the Attendance Register**	**Number of boarders according to the bill prepared for claiming**	**Number of boarders boarding in the hostel according to the boarders statements**	**No. of boarders Variation when the Diet Charges prepared by the AO With boarders Actually staying in the hostel**	**No. of working days**	**Bills prepared @ 1050/- per month or @ 35/- per day as Diet charges ((Monthly allotment/ total days)*working days)*variation of boarders**
June	292	282	200	82	23	1050/30*23= 805 805*82= 66,010/-
July	333	306	200	106	31	1050*106= 1,11,300/-
August	360	300	200	100	31	1050*100=1,00,500/-
September	365	300	200	100	30	1050*100=1,00,500/-
October	301	302	200	102	23	1050/30*23=805 805*102=82,110/-
November	308	304	200	104	30	1050*104=109,200/-
December	306	304	200	104	31	1050*104=109,200/-
January, 2016	307	304	200	106	19 (as on date of surprise check excluding pongal holidays)	1050/30*19=665/- 665*106=70,490
TOTAL:	**2265**		**1400**	**804**		**6,58,860/-**

An amount of Rs.1,050/- is being paid for each boarder. The successor of HWO, who took charge as Honorary Director of the hostel submitted the diet bills from June, 2015 to January, 2016 the District Treasury, Srikakulam on 10-03-2016. Thus the HWO has claimed excess amount of *Rs.6,58,860/-* from June, 2015 to January2016 as diet charges.

During the course of enquiry, it is established that the HWO Sri A. Pothayya failed to maintain the registers properly and also inflating the number of boarders and thereby misappropriated Govt. funds to a tune of Rs.6,58,860/-.

Thus, the retired employee by his above mentioned acts exhibited lack of integrity, devotion to duty and conduct, unbecoming of a Government Servant and exhibited slack supervision and thereby contravened rule 3(1), 3(2) & 3(5) of A.P. Civil Services (Conduct) Rules, 1964 *r/w* Rule 9 of AP Revised Pension Rules.

Hence, the retired employee has therefore rendered himself liable for major punishment.

KANTILAL DANDE
SECRETARY TO GOVERNMENT(TW)

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE — III

LIST OF WITNESSES:

1	Sri Kuppili Srinivasa Satya Prasad, S/o. Ramachandra Rao, age 43 years, Sub Treasury Officer, C- Section, District Treasury, Srikakulam. *R/o* MIG-394, APHB Colony, Srikakulam (Mediator-1)
2	Sri Ambakandi Srinivas Rao, S/o. Gavarayya, age 38 years, Senior Accountant, ESection, District Treasury, Srikakulam. R/o Pondara Street, Fazulbegpeta, Srikakulam (Mediator-2)
3	Sri Biddika Laxmana Rao, S/o. Sri Chinna Rao, age 28 years, R/o. Kosangi village, Seethampeta mandal, Srikakulam District. Cook of the hostel.
4	Sri Nimmaka Balakrishna, S/o. Sri Sugreevulu, age 23 years, R/o. Kosangi village, Seethampeta Mandal, Srikakulam District. Sweeper of the hostel.
5	Sri Biddika Siva, S/o. Late Musarayya, age 22 years, R/o. Kosangi village, Seethampeta Mandal, Srikakulam District. Watchman of the hostel.
6	Smt. Kathula Laxmi, W/o. Late Ramarao, age 40 years, R/o. House No. 408, Hudco Colony, Srikakulam. Helper of the hostel.
7	Smt. Raghupatruni Nagamani, W/o Sri Jagannadha Rao, age 49 years, R/o. Near Joint Collector's Bungalow, Srikakulam. Kamati of the hostel.
8	Sri Savara Chinna Rao, S/o. Sri Panchara, age 21 years, 3rd B.Sc., Abhyudaya Degree College, Srikakulam, N/o. Dondamanuguda, Labba post, Kotturu mandal, Srikakulam District.
9	Sri Vooyaka Venkateswara Rao, S/o. Sri Ramachandrudu, age 24 years, 1st MA (Telugu), Govt. Degree College, Srikakulam, N/o. Kodula Veeraghattam village, Donubai post, Seethampeta mandal, Srikakulam District.
10	Sri Savara Madhava Rao, S/o. Sri Ganesh, age 21 years, 2nd B.Com, Govt. Degree College, Srikakulam, N/o. Budambo colony, Killoyi post, Mandasa mandal, Srikakulam District.
11	Sri Ajori Hemasankar, S/o. Sri Polayya, age 21 years, 3rd B.A., Abhyudaya Degree College, Srikakulam, N/o. Rankini village, Thiddimi post, Pathapatnam mandal, Srikakulam District.
12	Sri Malia Ravi, S/o. Sri Surayya, age 22 years, 1st M.Sc., Govt. Degree College, Srikakulam, N/o. Savaralinugpuram village, Nandigam mandal, Srikakulam District.
13	Sri Savara Praveen Kumar, S/o. Sri Danesh, age 18 years, 2nd Intermediate, Govt. Junior College, Srikakulam, N/o. Dhanagora village, Tharlakota post, Palasa mandal, Srikakulam District.
14	Sri Malugu Naveen, S/o. Sri Simhachalam, age 17 years, 1st B.Com, Govt. Degree College, Srikakulam, N/o. Kasipuram Village, Gurandi post, Kotturu mandal, Srikakulam District.
15	Sri Kondagorri Bhaskara Rao, S/o. Sri Chinna Venkataramana, age 17 years, Intermediate 2nd year, Chaithanya Cooperative Jr. College, Srikakulam, N/o. lsukaguda village, Baleru post, Bhamini mandal, Srikakulam District.
16	Sri Lokonda Simhachalam, S/o. Sri Appanna, age 19 years, 1st B.Sc, Govt. Degree College, Srikakulam, N/o. Nouthala village, Dhanupuram post, Saravakota mandal, Srikakulam District.
17	Sri Savara Naresh, S/o. Sri Murali, age 20 years, 3rd .Sc, Govt. Degree College, Srikakulam, N/o. Kummaragandi village, Kodisa post, Seethampeta mandal, Srikakulam District.
18	Sri Peddinti Anil Varma, S/o. Sri Dhandasi, age 19 years, 2nd B.Com, Govt. Degree College, Srikakulam, N/o. Mamidijola village,

	Hiramandalam mandal, Srikakulam District.
19	Sri Kotturu Srinu, S/o. Sri Appayya, age 18 years, 1st B.Com, Abhyudaya Degree College, Srikakulam, N/o. Satyajagannadhapuram village, Hiramndalam mandal, Srikakulam District.
20	Sri Balabadruni Suryanarayana Murthy, S/o. Late Krishna Murthy, age 66 yrs, Vasavi Books & Stationeries, Chinna bazaar, Back side of II town Police station, Srikakulam
21	Sri Botchu Naga Raju, S/o. Sri Basava Raju, age 28 yrs, Vegetable Vendor, Sivasankara Colony, Pathapatnam
22	Sri Andhavarapu Butchi Raju, S/o. Sri Malleswara Rao, age 37 yrs, Fire wood Supplier, Singupuram Village, Srikakulam
23	Sri Potnuru Mutyala Rao, S/o. Sri Krishna Murthy, age 38 yrs, Kirana Store, Singupuram Village, Srikakulam
24	Smt. Bonthu Appalamma, W/o. Sri Kondala Rao, age 35 yrs, Curd Vendor, Gollaveedhi, Srikakulam
25	Sri K. Hariprasad, Honorary Director (HWO), Special Post-Matric ST Boys Hostel-2, Official Colony, Srikakulam
26	Sri Balla Appa Rao, Asst. Tribal Welfare Officer, Mandasa, Srikakulam District
27	Sri M.P.V. Naik, Dy. DM&HO, ITDA, Dy. Director (FAC), Tribal Welfare, Seethampeta
28	Sri K. Rangaraju, Dy. Supdt. of Police, ACB, Srikakulam Range
29	Sri P. Srinivasa Rao, Inspector of Police, ACB, Srikakulam Range
30	Sri B.Hari, Inspector of Police, ACB, Srikakulam Range

KANTILAL DANDE
SECRETARY TO GOVERNMENT (TW)

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE –IV

LIST OF DOCUMENTS:

1	Copy of FIR along with occurrence report in Cr. No. 13/RCO-ACB/SKL/2017:
2	Copy of Surprise Check Proceedings dated 29.01.2016
3	Students' attendance Register from 10/2015 and marked up to 28.01.2016
4	HWO's attendance register from 09.09.2014 to 28.01.2016
5	Temporary stock & issue register (written from page No. 22 to 47)
6	Acquaintance register for 2014-15 from 09/2014 to 31.03.2015
7	Visit Register from 09/20 14 (with only two entries)
8	Admission Register (written up to page No. 11). Last admission No. was 111 for the student Savara Deva sagar, B.Com 1st year, Geetham Degree College, Srikakulam
9	Cash Book - written up to page 7. No entry was found for the year 2015-16.
10	Students' Movement register (written up to page No. 18)
11	Students' Meeting register (written up to page No. 8)
12	Health Register
13	Attendance register of students from 06/2015 to 07/2015
14	Attendance register of students from 08/2015 and 09/2015
15	Stock & issue register from 02/2015 to 10/2015
16	Stock & issue register from 11/2015 and 12/2015
17	Daily purchases register from June, 2015 to December, 2015 (written up to page No. 148).
18	Bills prepared for the month of 06/2015 - 119 sheets
19	Bills prepared for the month of 07/2015 - 132 sheets
20	Bills prepared for the month of 08/2015-134 sheets
21	Bills prepared for the month of 09/2015-144 sheets
22	Bills prepared for the month of 10/2015-97 sheets
23	Verification report of Sri B. Apparao, ATWO, Mandasa
24	Letter Rc. No. 26/2015/H(TW) dated 25.02.2016 of the Project Officer, ITDA, Seethamepta.
25	Letter Rc. No. 01/2018/L(TW) dated 15.03.2018 of the of the Deputy Director, Tribal welfare, Seethampeta.
26	Statements of witnesses 3 to 27.

KANTILAL DANDE
SECRETARY TO GOVERNMENT (TW)

// FORWARDED :: BY ORDER //

SECTION OFFICER